IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.630 OF 2005

Dinesh Pralhad Gadankush ... Applicant

versus

State of Maharashtra ... Respondent

...

Mr. Madhav Jamdar, for the Applicant.

Mr. R.Y. Mirza, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR,J.

4th February 2005

P.C.:

. Heard Counsel for the parties. The Applicant is relying on the reason recorded by this Court in order dated 27th January 2005 in Criminal Application No. 310 of 2005 in the case of co-accused to invoke parity. Learned A.P.P. fairly accepts that the said reason is available to the Applicant, who is a constable, whereas the co-accused was the P.S.I. of the concerned police station. Accordingly, the Applicant is

entitled to be released on bail in connection with CR.No. 109/2004 registered with Khadki Police Station, now being investigated into by C.I.D. Crime, Pune bearing R.C.C.No.195/2004, on the following terms.

(A) The Applicant be enlarged on bail in connection with offence registered with Khadki Police Station on executing personal bond in the sum of Rs.25,000/- (Rupees Twenty five thousand only) with two local sureties in the like amount.

(B) The Applicant shall not influence the prosecution witnesses nor shall tamper with the prosecution evidence in any manner whatsoever.

(C) The Applicant shall extend full co-opeartion to the trial Court for early disposal of the trial. If the trial Court is of the opinion that the Applicant is responsible for causing delay in disposal of the trial, that fact be recorded in the roznama, which can be

a ground for cancellation of bail.

. Application disposed of on the above terms.

(A.M.KHANWILKAR,J.)